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**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

WELK BIOLOGY CO., LTD.,

Plaintiff,

vs.

HAKUMO LLC,

Defendant.

HAKUMO LLC,

Counterclaimant,

vs.

WELK BIOLOGY CO., LTD.; JWAY FOODS  
LLC; YUNG-HSIANG “JERRY” LIN;  
CHIEN-TSE “JACK” CHENG; and  
JENNIFER HUANG,

Counter-defendants.

Case No. 2:24-cv-01613-APG-NJK

**STIPULATION AND ORDER FOR  
HAKUMO LLC TO FILE ANSWER,  
AMENDED AFFIRMATIVE DEFENSES  
AND FIRST AMENDED  
COUNTERCLAIM**

Defendant/Counterclaimant, Hakumo LLC (“Hakumo”) and Plaintiff/Counter-defendant  
Welk Biology Co., Ltd. (“Welk”) and Counter-defendants JWAY Foods LLC (“Jway Foods”),  
Yung-Hsiang “Jerry” Lin (“Lin”); Chien-Tse “Jack” Cheng (“Cheng”); and Jennifer Huang  
(“Huang”), through their undersigned counsel of record, hereby stipulate and agree as follows:

1           1.       On September 25, 2024, Hakumo filed its Answer, Affirmative Defenses and First  
2 Amended Counterclaim (ECF No. 20).

3           2.       On December 16, 2024, Plaintiff and Counter-Defendants filed four Motions to  
4 Dismiss (ECF Nos. 34, 35, 36, and 37). The briefing for these Motions to Dismiss has been  
5 completed and the parties are awaiting the Court's disposition.

6           3.       Under the February 5, 2025, discovery plan and scheduling Order (ECF No. 52), the  
7 deadline to amend pleadings and add parties is March 18, 2025.

8           4.       Under Federal Rule of Civil Procedure 15(a)(2), Plaintiff Welk and Counter-  
9 defendants Jway Foods, Lin, Cheng and Huang consent to Hakumo amending its affirmative  
10 defenses and filing its Answer, Amended Affirmative Defenses and Counterclaim, a copy of which  
11 is attached hereto as **Exhibit A**.

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5. The parties further agree that the amendments to the Answer, Amended Affirmative Defenses and Counterclaim do not affect the Counterclaim and as such should not affect the currently pending Motions to Dismiss.

DATED this 12th day of March, 2025.

McDONALD CARANO LLP

KERR SIMPSON ATTORNEYS AT LAW

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Defendant/Counterclaimant must promptly file its amendments to the Answer, Amended Affirmative Defenses and Counterclaim.

IT IS SO ORDERED:

  
UNITED STATES MAGISTRATE JUDGE

DATED: March 13, 2025